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Attorneys for Appellant,
 WASHINGTON MUTUAL BANK, FA

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 (Oakland Division)

In re)
)
 GEORGE E. DAWSON and BARBARA)
 J. DAWSON,)
)
 Debtors.)

Case No. 4:06-CV-05403 CW
 4:01-CV-02367 CW
 4:06-CV-06038 CW

Bankruptcy Case No. 98-45213 TG

Adversary Case No.: 98-4796 AT

WASHINGTON MUTUAL BANK fka)
 WASHINGTON MUTUAL BANK, FA,)
 successor by corporate merger to)
 GREAT WESTERN BANK, a Federal)
 Savings Bank,)
)
 Appellant/)
 Cross-Appellee)

**STIPULATION TO DISMISS APPEAL
 AND CROSS APPEAL; ORDER
 THEREON**

-vs-)
)
 GEORGE E. DAWSON and BARBARA)
 J. DAWSON,)
)
 Appellee/)
 Cross-Appellant.)

Appellant/Cross-Appellee, WASHINGTON MUTUAL BANK fka WASHINGTON
 MUTUAL BANK, FA, successor by corporate merger to GREAT WESTERN BANK, a
 Federal Savings Bank, by and through its attorneys of record, MALCOLM
 CISNEROS, by WILLIAM G. MALCOLM, and Appellee/Cross-Appellant, BARBARA J.
 DAWSON, successor to GEORGE DAWSON, deceased, by and through her attorney

1 of record, A. CHARLES DELL'ARIO, a Professional corporation, by A. CHARLES
2 DELL'ARIO, have settled their dispute and agree to dismiss the instant appeal (Case
3 No. CV06-05403 CW) and the related cross-appeals (Case Nos. CV01-02367CW and
4 CV06-06038 CW). The confidential settlement agreement between the parties
5 resolves costs on appeal.

6 DATED: January 5, 2007

MALCOLM♦CISNEROS,
A Law Corporation

/s/ William G. Malcolm

By:

WILLIAM G. MALCOLM
Attorney for Appellant/Cross-Appellee
WASHINGTON MUTUAL BANK FKA
WASHINGTON MUTUAL BANK, F.A.
SUCCESSOR TO GREAT WESTERN BANK

12 DATED: January 7, 2007

LAW OFFICE OF A. CHARLES DELL'ARIO

/s/ A. Charles Dell'Ario

By

:
A. CHARLES DELL'ARIO
Attorneys for Appellee/Cross-Appellant
BARBARA J. DAWSON, successor to
GEORGE E. DAWSON, deceased

19 IT IS SO ORDERED.

20 Dated: 1/8/07



THE HON. CLAUDIA WILKEN
United States District Court Judge